WP(C) 2710/2007

BEFORE

THE HON’BLE MR JUSTICE B.K. SHARMA

Heard Mr. P.G. Baruah, learned Sr. Counsel, assisted by Mr. R. Baruah, learned counsel for the petitioner. I have also heard Ms. S. Khataniar, led by Mr. P. Katakey, learned counsel representing the University.

This writ petition has been filed making a challenge to the order dated 31.5.2007 (Annexure-3), by which the petitioner alongwith some other officials of the University has been transferred. It appears that the petitioner has made representation dated 4.6.2007 (Annexure-II) to the Vice Chancellor of the University. Mr. P. G. Baruah, learned counsel for the petitioner has also referred to the letter dated 7.6.2007 by which the Director and National Coordinator has requested the Vice Chancellor for retention of the petitioner.

Mr. Katakey, learned counsel representing the University submits that the transfer being an incident of service and the impugned transfer order has been issued in a routine manner effecting the transfer in respect of many of the officers of the University, the Writ Court in absence of any malafide and violation of statutory rules will reluctant to interfere with the impugned transfer order.

Considering the submissions made by the learned counsel for the parties and materials on record and in view of limited scope of interference in respect of transfer order exercising the power of judicial review, I dispose of the writ petition providing that the Vice Chancellor of the University shall take on record the representation dated 4.6.2007 and dispose of the same in accordance with law. The representation shall be disposed of taking into account all relevant consideration preferably within 14.8.2007.

Writ petition is disposed of.